

GENERAL COUNSEL'S REPORT

April 25, 2018

E. Stones River Manor, Murfreesboro (Rutherford County), TN – CN1506-026AEE

- Request for a 2 month extension, from 5/1/2018 to 7/1/2018

The project was approved on 9/23/2015 for the establishment of a 30 bed Medicare-certified skilled nursing home located at 205 Haynes Drive, with an estimated total cost of \$2,729,126.75.

A six month extension was granted by the Executive Director on August 17, 2017 pursuant to the Agency's Delegation of Authority policy extending the expiration date from November 1, 2017 to May 1, 2018. The project was 80% complete at the time.

Approval is recommended by Agency staff because construction is complete and awaiting Tennessee Department of Health occupancy approval.

Tennessee Health Services & Development Agency
Andrew Jackson Building, 9th Floor
502 Deaderick Street
Nashville, Tennessee 37243

Re: Stones River Manor, Inc. CN1506-026

Dear Jim:

Please place the above-referenced matter on the "General Counsel's Agenda" for the April 25, 2018 meeting of the Health Services & Development Agency. Even though construction of the project has been completed, and the applicant is optimistic the occupancy and licensure approvals will be obtained before the CON expires at the end of April, 2018, we would like to request an extension of the CON for two (2) months, in the event there should be any delays in such approvals. A check for the applicable extension fee will be sent to the Agency directly from the applicant.

Please let me know if you would like to discuss, or need anything further at this time. Next week I will send you a packet for the Agency members with photographs showing the completed building, and other materials which may be beneficial for the members. We appreciate your assistance in this matter.

Very truly yours,

BRADLEY ARANT BOULT CUMMINGS LLP



Michael D. Brent

MDB/ced

cc: Ms. Melanie Hill (via email)
Mr. Kirk Mason (via email)

4843-9193-8912.1



State of Tennessee
Health Services and Development Agency

Andrew Jackson, 9th Floor, 502 Deaderick Street, Nashville, TN 37243
www.tn.gov/hsda Phone: 615-741-2364 Fax: 615-741-9884

October 28, 2015

Michael D. Brent, Esq.,
Bradley Arant Boult and Cummings LLP
1600 Division St, Suite 700
Nashville, TN 37203

RE: Stones River Manor - CN1506-026A

Dear Mr. Brent:

As referenced in our recent letter, please find enclosed your Certificate of Need for the above-referenced application that was approved at the September 23, 2015 meeting of the Tennessee Health Services and Development Agency.

The Health Services and Development Agency Rules require that an Annual Progress Report be submitted each year and a Final Project Report form is to be submitted within ninety (90) days after completion of a project which shall include completion date, final costs, and other relevant information in regards to the project, pursuant to Public Acts 2002, Chapter No. 780, § 16-11-1609(d). Also required is the registration of certain medical equipment pursuant to Tennessee Code Annotated § 68-11-1607(i), which states "*The owners of the following types of equipment shall register such equipment with the health services and development agency: computerized axial tomographers, lithotripters, magnetic resonance imagers, linear accelerators and positron emission tomography.*" "*The survey shall include but not limited to the identification of the equipment and utilization data according to source of payment.*"

The aforementioned forms can be found on the Agency's website at www.tennessee.gov/HSDA. Should you have any questions or require further information regarding this Certificate, please do not hesitate to contact this office.

Sincerely,

A handwritten signature in black ink that reads "Melanie M. Hill".

Melanie M. Hill
Executive Director

cc: Trent Sansing, TDH/Health Statistics, PPA
Ann R. Reed, TDH/HCF
Bill Harmon, TDH/HCF

STATE OF TENNESSEE
Health Services and Development Agency



Certificate of Need No. CN1506-026A is hereby granted under the provisions of T.C.A. § 68-11-1601, *et seq.*, and rules and regulations issued thereunder by this Agency.

To: Stones River Manor, Inc.
205 Haynes Drive
Murfreesboro, TN 37129

For: Stones River Manor

This Certificate is issued for: The establishment of a 30 bed Medicare-certified skilled nursing home.

On the premises located at: 205 Haynes Drive
Murfreesboro (Rutherford County), TN 37129

For an estimated project cost of: \$2,729,126.75

The Expiration Date for this Certificate of Need is

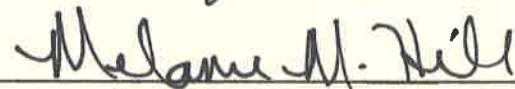
November 1, 2017

or upon completion of the action for which the Certificate of Need was granted, whichever occurs first. After the expiration date, this Certificate of Need is null and void.

Date Approved: September 23, 2015


Chairman

Date Issued: October 27, 2015


Executive Director

STONES RIVER MANOR
A Christian Not-for-Profit Senior Living Community
205 Haynes Drive
Murfreesboro, TN 37129
Tel. 615.893.5617 Fax 615.895.0711

7 March 2017

State of Tennessee
Health Services and Development Agency
Andrew Jackson Building, 9th Floor
502 Deaderick Street
Nashville, TN 37243

Attention: Ms. Alecia L. Craighead, Statistical Analyst

Re: Stones River Manor Skilled Nursing Center
CON # CN1506-026A

Dear Ms. Craighead:

Enclosed are copies of the Annual Progress Report and an email from our contractor, J&S Construction, verifying the current stage of completion and changes to the contract price. The only change order at this point is for the relocation of the grease trap at a cost of \$38,641.00, well below the 10% threshold stipulated. In fact, after finalizing the construction contract, the actual cost only increased from \$2,729,126.75 to \$2,734,588.31.

Concrete slab work for the project is being completed this week and framing is scheduled to begin next week, so we are hopeful for good weather (today notwithstanding) until we can get under roof. At this point we do not anticipate a need to request an extension of time, but an informed determination should be reached before the end of March.

Please do not hesitate to contact me if additional information is needed.

Sincerely,
Stones River Manor, Inc.



Kirkland A. Mason
Chief Executive Officer

Attachments: Annual Progress Report
J&S Construction email from Matt Davenport, Project Manager

The Active Demonstration of the Christian Concern for the Care of the Elderly



State of Tennessee

Health Services and Development Agency

Andrew Jackson Building, 9th Floor, 502 Deaderick Street, Nashville, TN 37243

www.tn.gov/hsda

Phone: 615-741-2364

Fax: 615-741-9884

MAR 8 '17 AM 8:32

ANNUAL PROGRESS REPORT
ANNUAL REVIEW FOLLOWING CERTIFICATION

Project Name: Stones River Manor Skilled Nursing Center Certificate of Need #: CN1506-026A

Legal Owner: Stones River Manor, Inc. Approval Date: 23 September 2015

Expiration Date: 1 November 2017

Project Description:

30-Bed Skilled Nursing Facility

******PLEASE SUBMIT EVIDENCE TO SUPPORT EACH ANSWER******

In a brief narrative, please describe the current stage of completion for the project (use another sheet of paper if necessary). **Please note that this report will not be considered complete without this information.**

A. CONSTRUCTION PROJECTS

1. Anticipated date of project completion. 23 September 2017
2. Provide written confirmation from the contractor documenting the stage of construction at the current time.
3. If proposed construction costs have increased over ten (10%) percent please provide information as an attachment to this form. Please note that such an overrun could require additional action before the Agency.

B. NON-CONSTRUCTION PROJECTS

1. Anticipated date of service implementation, acquisition or operation of the facility or equipment as certified.
2. Provide written confirmation from the institutional representative verifying the occupancy/opening date for the service, equipment, or facility.

Signature of Authorized Agent or Chief Operating Officer

3/7/17
Date

MAR 8 '17 AM 8:32

Kirk,

The revised total of the Skilled Nursing Wing only is \$2,734,588.31. A portion of the attached change order was applied to the Skilled Nursing Wing, which is the cost difference.

The total percent currently complete of the Skilled Nursing Wing is approximately 9%.

If you need any additional information please let us know.

Thanks,

Matt Davenport

Project Manager

J&S Construction Co., Inc.

1843 Foreman Drive

Cookeville, Tennessee 38501

Office: 931.528.7475

Fax: 931.528.5997

Email: mdavenport@jsconstruction.com











